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DATE: September 10, 2004

TO: U.S. Patent and Trademark Office
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FAX NO.: 703-872-9318

FROM: Robert G. Crouch

RE: Request for Status of Application
U.S. Patent Application No. 10/004,465

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

PHILLIPS et al.

Serial No.: 10/004,465

Filed: November 1, 2001

Confirmation No.: 6760

Atty. File No.: 42059-01350

For: "HYBRID FIBER COAX
COMMUNICATION SYSTEM"

) Group Art Unit: 2874

) Examiner: ROSENBERGER, Richard A.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted via facsimile to the U.S. Patent and Trademark Office, Technology Center 2800, Customer Service (703-872-9318) on the date shown below.

Print or Type Name: Terri Belich

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Date:

SEPTEMBER 10, 2004

REQUEST FOR STATUS OF PENDING APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In reviewing our file, we note that the last correspondence received from your office is an Office Action dated December 16, 2003, to which a Response was filed January 6, 2004. Applicant respectfully requests a status update with regard to the above-identified application at your earliest convenience.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

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